

# THE MOUNTAIN ADVOCATE.

Entered as Second-Class Matter Friday, February 19th, 1904 at the Postoffice at Barbourville, Knox County, Ky., under Act of Congress of March 3rd, 1879.  
MOTTO—LIVE FOR OUR FRIENDS—DO THE GREATEST AMOUNT OF GOOD WE CAN TO THE LARGEST NUMBER OF PEOPLE.

Terms: \$1.00 Per Year in Advance.

BARBOURVILLE, KENTUCKY, FRIDAY, JULY 8, 1910

Seventh Year. Vol. 7. No. 21

## BAR MEETING

### Adopt Strong Resolutions Concerning Judge Lewis and Mr. Cloyd.

At a Bar meeting last Thursday morning a set of resolutions were adopted by a unanimous vote, touching upon the work of the retiring Circuit Judge and Commonwealth's Attorney, which are as follows:

WHEREAS, the recent Legislature of Kentucky, by an act creating the Thirty-fourth Judicial District of Kentucky, took the County of Knox from the Twenty-seventh Judicial District and which act placed said County in the Thirty-fourth Judicial District on and after the first day of July, Nineteen Hundred Ten, and

WHEREAS, by the same act, the term of office of William Lewis, the recently elected, popular and highly esteemed Circuit Judge of the Twenty-seventh Judicial District, is on to-day brought to an end in Knox county, therefore,

BE IT RESOLVED by the members of the Bar of Knox county:

That we heartily endorse and approve the administration of William Lewis, as Circuit Judge of this District, whose high legal attainments and judicial temperament specially fit him for the Bench and bespeak for him the admiration of every member of the legal profession; and whose untiring efforts to give the people of this District a fair, unbiased and honest judicial administration, have endeared him to the hearts of the entire District.

That we profoundly regret to see his services as Circuit Judge in this county come to an end, and recognize that in him, we lose the services of one of the ablest Circuit Judges of the State.

That we commend him as a lawyer who has won for himself an enviable and well earned reputation as a Circuit Judge, and that we extend to him our thanks for the many courtesies extended to the members of this Bar. In departing from us he carries with him our friendship, high esteem and best wishes.

J. D. TUGGLE, Chairman,  
W. H. McDONALD, Sec'y.

WHEREAS, by act of the legislature of Kentucky, Knox County ceases on today to be a part of the old 27th Judicial District to become a part of the new 34th Judicial District, and whereas, the Honorable J. C. Cloyd, of Manchester, our efficient, esteemed and much respected Commonwealth's Attorney, will under that law continue to exercise the duties of the Office in the old 27th Judicial District and Knox county will lose his services, therefore,

BE IT RESOLVED, that it is the sense of this meeting that Knox county has lost an able, efficient, painstaking and up-right official in the person of Mr. Cloyd, which loss we much regret. We have the highest opinion of Commonwealth's Attorney, Cloyd, and are glad to say that his work since into to office has been in all respects high class and satisfactory.

We congratulate the 27th Judicial District upon the good fortune which is theirs, of having Mr. Cloyd thru the balance of the term for which he was elected, and we extend to Mr. Cloyd our best wishes for his continued rise and success in the work which he has so ably begun.

BE IT FURTHER RESOLVED, that a copy of these resolutions be spread upon the order book of this Court and a copy furnished to Mr. Cloyd, and a copy to each of the local paper published in Barbourville.

J. D. TUGGLE, Chairman,  
W. H. McDONALD, Sec'y.

## TO SUE FOR CAPITOL SITE.

Mr. David Graham, of Seattle, Washington, was in Georgetown the past week conferring with the heirs of Judge Henry Innes in regard to bringing suit against the State for the old Capitol site at Frankfort.

Mr. Graham, who is a grandson of Judge Innes, declares that the above property was given to the State by Judge Innes to be used for the State buildings, but the revert to his heirs in case the Capitol was ever moved, and now since the State's affairs are being conducted from the new building, Mr. Graham says the old site no longer belongs to them, but to the Innes heirs, and that the State has no right to contemplate establishing a school, or any other State institutions on it.

Attorneys Beckham and McQuown of Frankfort have been engaged to investigate the claim of the Innes heirs, and to bring suit to recover the property, which is worth fully a half million dollars.—Georgetown News.

## REPORT

Of the Condition of the First National Bank at Barbourville in the State of Kentucky, at the close of business, June 30, 1910.

### No. 6262.

#### RESOURCES.

Loans and Discounts.....	\$104,929.57
Overdrafts, secured and unsecured.....	47.18
U. S. Bonds to secure circulation.....	15,000.00
Premiums on U. S. Bonds.....	500.00
Banking house, furniture, and fixtures.....	6,500.00
Due from National Banks (not reserve agents)....	2,013.16
Due from approved reserved agents.....	27,940.14
Checks and other cash items.....	728.18
Exchanges for Clearing House.....	294.06
Notes of other National Banks.....	45.00
Fractional paper currency, nickles, and cents.....	310.28
LAWFUL MONEY RESERVED IN BANK, VIZ:	
Specie.....	11,458.30
Legal-tender notes.....	11,458.30
Redemption fund with U. S. Treasurer (5% of circulation).....	750.00
Total.....	170,515.87

#### LIABILITIES.

Capital stock paid in.....	25,000.00
Surplus fund.....	14,000.00
Undivided profits, less expenses and taxes paid.....	147.42
National bank notes outstanding.....	15,000.00
Individual deposits subject to check.....	110,972.57
Time certificates of deposit.....	4,339.00
Cashier's checks outstanding.....	1056.88
Total.....	170,515.87

#### STATE OF KENTUCKY,

#### COUNTY OF KNOX

I, Robert W. Cole, Cashier of the above-named bank, do solemnly swear that the above statement is true to the best of my knowledge and belief.

ROBERT W. COLE, Cashier.

#### CORRECT-ATTEST:

J. M. ROBSON,  
C. C. SMITH,  
F. D. SAMPSON, } Directors.

Subscribed and sworn to before me this 5th day of July, 1910.

JAS. M. WILSON, Notary Public.  
My commission expires Feb. 15th, 1912.

WANTED—Address and information of George Calvin Oaks, age 36 years, white; was employed as a coal miner near Artemus, Ky. Send information to A. R. Wallace, Secty. Barbourville, Ky.

## THE 4th

### Passed off Quietly Here With Many of our Citizens Out of Town.

As it is the custom for our city the 4th of July was a very quiet day. Most of the business houses took holiday and those who remained in town spent the day with their families quietly resting very much like Sunday afternoon.

A goodly number of our young people went to Corbin to attend the picnic and many of them remained for the dance at night, others from here went to Artemus, Himyar, Pineville and Middlesboro where at each point attractions were given.

The Gun club of this city went to Middlesboro for a match shoot, but reports are to the effect that the match was called off and the best any of our boys could do was to get half shot.

No accident of any kind were reported in this vicinity and taking it throughout it was a very quiet day.

Several of our citizens were patriotic enough to display the National colors during the day. The Post office and Banks were closed as were also the Printing offices.

## COMMISSIONER'S SALE

### KNOX CIRCUIT COURT

R. W. Cole, Adm. Plaintiff,  
vs.  
Lila Cole etc., Defendant.

By virtue of a judgment and order of sale in the above styled case rendered at the June term of the Knox Circuit Court 1910, the undersigned Master Commissioner will sell to the highest bidder on a credit of six months, at the Court house door in Barbourville, Ky., on Monday July 25, 1910, between the hours of 12 o'clock noon and 3 o'clock p. m. the following described to wit: a tract of land situated on the public square in the city of Barbourville Ky., and is bounded as follows.

Beginning on the East side of the Public Square, 30 ft South of the Southwest corner of the lot of J. O. Gibson on which is his new brick store building; thence a straight line in a southwardly direction one hundred and seventy feet to Dishman street; thence with that street an eastwardly direction one hundred and twenty seven feet to Walnut street, opposite the residence now occupied by Mrs. Martha Riley; thence a Northwardly direction with Walnut street one hundred and seventy feet to a point thirty feet south of the South-east corner of the said J. O. Gibson lot; thence a westwardly direction with the Gibson lot but thirty feet from same, One hundred and thirty seven feet to the beginning. This sale will be made to recover for defendant Lila Cole the sum of \$2000. with interest at 6 percent from April 9, 1910, until paid, together with the cost of this action and of this sale. The purchaser will be required to execute to the plaintiff in this action a bond with good and sufficient security bearing interest from date of sale until paid and having the force and effect of a judgment. A lien will be retained on the property until the purchase money is paid in full.

Given under my hand this 6th day of July 1910.

D. W. CLARK, Master  
Commissioner Knox Circuit Court.

Don C. Edwards refused to sign Caleb Powers' pardon application. Tell us, Mr. Edwards, why you permitted Fifty Thousand Democrats to do more for him in that respect than you did?

## That Prize Fight.

People generally throughout the country were literally crazy over the prize fight between a white man and a negro. For weeks it has been the chief topic of talk of old and young, white and black. It was not confined to any class or condition of society. It was a fight between two trained brutes. It is probably the last one that will ever take place in the United States, and it is well that it is so. The demoralization that follows such events is wide-spread and lasting. A white man who will stand up before a negro in a prize ring and take the chance of being bruised and battered and knocked out of shape don't deserve any sympathy when he is defeated. It was a great victory for the negro, but its great demoralizing effects will be far-reaching. Negro preachers all over the country were praying that the negro might win. His victory may or may not be due to this fact. This is a question that is not worth considering in this connection. The victory of the negro will prove bad for his race. It will add to their self-importance and their jubulations will provoke trouble. Already race riots in consequence are reported in New York, Ohio, West Virginia, Colorado and other States.—Georgetown News.

## DAILY PAPER

To be Published at Danville After  
Monday, When Advocate Will  
Change From Tri-Weekly.

Danville will have a daily paper beginning next Monday. On that day, the Kentucky Advocate will cease to be a tri-weekly and become an up-to-date daily newspaper. An excellent press service has been subscribed for and the news will be dish up while it is warm. W. Vernon Richardson, W. O. McIntyre and G. W. Daneghy will continue in charge. They have one of the very best newspapers in the State already, and their continued success is predicted in their issuance of the Daily Kentucky Advocate.

Dr. Coffey well known to many of our people here will hold a position on this new paper.

## PETITIONS FOR PAROLE

Henry Youtsey, Charles E. Booc and Jeff and White Seek Their Freedom and Will be Heard Next Month.

Frankfort, Ky.—With petitions presented for parole of several of the most noted inmates of the State Penitentiary, Henry E. Youtsey, Charles E. Booc, Curtis Jett and Tom White, State Prison Commissioner Brown Tuesday announced that the Board will not consider applications at the July meeting.

Chairman McCutcheon, of the commission was unable to get here Tuesday, and Commissioner Fogg is ill at Martinsville, Ind.,

## New Court House

Middlesboro is to have a new Court House and a tax levy of fifty cents has been voted for the purpose of paying for same.

This is in accordance with a new law passed by the last Legislature allowing one half of the sessions of the Bell Circuit Court to be held in Middlesboro.

## Cloud Burst

Winchester suffered several thousand dollars loss this week by a cloud burst that overflowed all the lower part of the city. The negro settlement was overflowed and three children are reported to have been drowned.

## STATE NEWS

### Pick Ups of Interest to our Readers.

#### Night Rider Cases out.

Paducah, Ky.—All night rider cases in Marshall county have been retired on accounts of the absence of Otis Black, the star witness.

#### Prohibition Election Called.

Hopkinsville, Ky.—County Judge Knight has issued a formal order calling a prohibition election to be held in Crofton, in this county, on August 29.

#### Wets Want an Election.

Richmond, Ky.—Another petition has been filed by the wets, calling for a local option election here Sept. 15. Richmond is now dry.

#### Fire in A Carlisle Hotel.

Carlisle, Ky.—Fire broke out in the kitchen of the Hotel Kimbrough in this city at 11 o'clock last night, and the alarm threw the guests into a panic and brought the people of this city to the scene. Prompt action soon extinguished the flames before anybody was injured.

#### Heavy Damage Done by

#### Rains in Nicholas.

Carlisle, Ky. Farm lands in the Moorefield and East Union sections of this county were almost ruined by another cloudburst which swept through this section. This is the third waterspout suffered in the past few days and the damage has run into thousands of dollars.

Land was washed in furrows eight and ten feet wide, and the North Fork and Main Somerset overflowed all lands and carried everything before the current. Crops in many places have been irreparably damaged.

#### Applies Penalty to Kentucky Banks.

Frankfort, Ky.—State Auditor James today applied the ten percent penalty, authorized by the statute, to fifty-five State and national banks and trust companies, which failed to pay their taxes on July 1st.

Three Louisville banks, the First National, the Franklin and the South Louisville Savings Bank, are among the number. The total penalty added to the fifty-five banks is \$886. This probably is the first time this statute has been called into action to force tax collection from banks.

#### Johnson Champion Loses.

Paris, Ky.—Elated over the success of Jack Johnson, the negro champion pugilist, Will Hitch, a negro porter at the Fordham Hotel, walked into the lobby of the hotel Tuesday morning and after publicly declaring with an oath that he could duplicate Johnson's performance, found himself prostrate on the pavement in front of the hotel. Landlord Beatson heard the pugilistic declaration of the negro and landed a powerful uppercut on Hitch's jaw that sent him through the door. Hitch bled freely and was later arrested and put in jail. In Police Court Hitch pleaded guilty to a breach of the peace and was assessed a fine of \$22.50 by Judge January.

#### Severely Burned.

Carlisle, Ky.—Albert Bell, a young business man of this city, narrowly escaped fatal injury from an explosion of gasoline while attempting to fire a peanut roaster. He was almost enveloped by the flames, but escaped with a severely burned right hand and the loss of his hair.

#### Complaints Against Railroads Heard

Frankfort, Ky.—The State Railroad Commission is in session today hearing complaints of E. H. Taylor Jr. and Sons against the Kentucky Highlands and the Louisville & Nashville Railroad Companies. The complaint is as to rates on the Kentucky Highlands, between Frankfort and their distillery on Glen's Creek, on grain and whiskey.

Judge W. G. Dearing is here representing the L. & N. Company.

#### Killing in Boyle County

Danville, Ky.—Yesterday afternoon at Parksville, Walter Philips shot and instantly killed Thomas Vermillion. The tragedy occurred on the platform of Wilson's store. Vermillion thought that Philips was taunting him and struck him with a stick. Philips thereupon pulled his gun and shot. Philips states that he did not fling his taunt at Vermillion, who was sixty years of age, but that another bystander was the speaker who enraged the dead man.

#### State Bar Meeting

The State Bar Association will meet at Middlesboro next week in annual session and quite a number of our Attorneys will likely attend. C. W. Metcalfe, of Pineville, is at present the President of the Association and was instrumental in getting the meeting for Middlesboro.

A good time is in store for all who attend.

**THE GIBBS PORTABLE SHINGLE MACHINE**  
WITH OR WITHOUT BOLTING ATTACHMENT.  
The cut shows machine with 20 inch Saw and Shingle Carriage, ready for cutting shingles 18 in. long, and 4 in. wide.  
Price \$75.00.  
With 36 inch Bolting Saw and Bolting Carriage.  
Price \$25.00 extra.  
**IT IS A MONEY-MAKER**  
Equipped with the bolting attachment it is a complete shingle outfit in itself. Can be adjusted for any desired taper or thickness. For cutting the round log into shingle lengths, we manufacture a high grade, low priced drag saw machine. Send for circulars & special net prices.  
**GIBBS MACHINERY COMPANY,**  
COLUMBIA, SOUTH CAROLINA.  
Engines, Boilers, Saw Mill Machinery, Etc.



This Machine will cut 10,000 to 12,000 shingles per day. Carriages made from selected hard wood. Track is solid rolled steel. For cutting shingles requires 4 to 6 H. P. For bolting 6 to 8 H. P. Weight 550 lbs.

**HEALS LIKE MAGIC.**  
**THE PAIN VANISHES.**  
Inflammation and Pain are as inseparable as fire and heat. Inflammation produces pain, and pain produces inflammation. Wherever there is unusual Heat, Throbbing or Redness, whether caused by Fever, Bruises, Cuts, Sores, Piles, Burns, Rheumatism, etc., there is inflammation. To relieve Pain and restore Nature, the inflammation must be subdued.  
**Dailey's Magical Pain Extractor**  
is the most popular family remedy. Used with a degree of satisfaction that cannot be obtained by the use of any other preparation. Endorsed and used by a large number of the leading physicians. 25 cents per box at your druggists. Do not accept a substitute. On the market for 10 years. If you can't procure it at your druggists, write direct to  
**THE DALLEY MFG. CO., 12 Duane St. New York City.**

